THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.14888 OF 2007

ORAL ORDER:

The petitioner herein was permitted by the respondent –Tirumal Tirupathi Devastanams (TTD) vide proceedings dated 5.6.2007 to sell tea, coffee, biscuits, snacks and etc., in the Vikhuntam Queue Complex I-II for a period of two months. The petitioner claims that pursuant to the said order, he has invested substantial amounts and has been carrying on the business after obtaining necessary permission from the Departments of Health and Vigilance of the TTD.

It is alleged that some persons claiming to be the staff of TTD have been obstructing petitioner's business and attempting to extract money highhandedly, resulting in heavy loss to him. Hence, this writ petition seeking a *writ of mandamus* directing the respondents not to interfere with the petitioner's business and to allow him to carry on the business as per the terms and conditions of the proceedings dated 5.6.2007.

At the outset, it is to be noted that there is no allegation that there was any interference by the respondent-TTD. The allegation appears to be against certain individuals said to be the staff members of the respondent-TTD. Even the said members of the staff, who are allegedly interfering with the petitioner's business, are not made parties to this writ petition. On the basis of the material available on record, absolutely no case is made out to show that the matter involves enforcement of any statutory obligation on the part of the respondent. At the most, the dispute appears to be between the petitioner and certain individuals allegedly working with the respondent-TTD. Hence, it is not open to the

petitioner to seek a *writ of mandamus* under Article 226 of the

Constitution of India.

Accordingly, leaving it open to the petitioner to work out the appropriate remedy as available under law for redressal of his grievance, the writ petition is disposed of. No costs.

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(G. ROHINI).

13th July, 2007.
Issue CC by Monday.
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.14888 OF 2007

13th July, 2007.

Between:

B. Venkatesam. .. Petitioner.

And

The Tirumala Tirupathi Devastanam,
Represented by its Executive Officer,
Tirupathi, Chittoor District. .. Respondents.